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8 **UNITED STATES DISTRICT COURT**  
9 **EASTERN DISTRICT OF CALIFORNIA**  
10

11 UNITED STATES OF AMERICA,

Case No: 1:20-CR-00041-NONE-SKO

12  
13 Plaintiff,

14 v.

STIPULATION BETWEEN THE UNITED STATES  
AND DEFENDANT REGARDING PRODUCTION  
OF PROTECTED INFORMATION AND  
PROTECTIVE ORDER

15 GARY LEE BRIGGS,

Ctrm: 7

16 Defendant.  
17  
18

Hon. Sheila K. Oberto

19 This case involves charges related to the sexual exploitation of minors. The discovery in this  
20 case contains private personal information related to the defendant and third parties (both adults and  
21 minors), including but not limited to their names, dates of birth, physical descriptions, telephone  
22 numbers, otherwise private social media postings, and/or residential addresses as well as images of  
23 victims.

24 The parties desire to avoid both the necessity of large-scale redactions and the unauthorized  
25 disclosure or dissemination of this information to anyone not a party to the court proceedings in this  
26 matter, so the parties agree that entry of a protective order would be appropriate and facilitate the  
27 expeditious exchange of information about the case.  
28

1 As a result, defendant Gary Lee Briggs, by and through his counsel of record, Virna Santos  
2 (defense counsel), and the United States of America, by and through Assistant United States Attorney  
3 David Gappa, agree as follows:

4 1. This court may enter a protective order under Rule 16(d) of the Federal Rules of Criminal  
5 Procedure, and the court's general supervisory authority.

6 2. The protective order will cover all discovery provided to or made available to defense  
7 counsel as part of discovery in this case.

8 3. By signing this stipulation and protective order, defense counsel agrees not to share any  
9 documents that contain protected information with anyone other than defense counsel's associated  
10 attorneys, designated defense investigator(s), designated defense expert(s), and/or support staff. Defense  
11 counsel may permit the defendant to view unredacted documents in the presence of his attorney(s), defense  
12 investigator(s), and/or support staff. The parties agree that defense counsel, defense investigator(s), and  
13 support staff shall not allow the defendant to copy or record protected information contained in the  
14 discovery. The parties agree that defense counsel, defense investigator(s), and support staff may provide  
15 the defendant with copies of documents, if any, from which protected information has first been redacted.

16 4. The discovery and information within it may be used only in connection with the litigation  
17 of this case and for no other purpose. The discovery is now and will always remain the property of the  
18 United States of America (the government). Defense counsel will return the discovery to the government  
19 at the conclusion of the case.

20 5. Defense counsel will store the discovery in a secure place and will use reasonable care to  
21 ensure that it is not disclosed to anyone in violation of this agreement.

22 6. Defense counsel shall be responsible for advising the defendant, employees, and other  
23 members of the defense team, and defense witnesses of the contents of this stipulation and order.

24 7. In the event that defendant substitutes counsel, undersigned defense counsel agrees to  
25 withhold discovery from new counsel and to return any discovery provided to the government.

26 8. The government will make digital evidence (including contraband) available within the  
27 confines of the Homeland Security Investigations office in downtown Fresno, California. The digital  
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evidence (contraband) shall not be viewed by any other person unless defense counsel is present and the viewing is necessary to prepare for defendant's defense. Arrangements for reviewing that material can be made through HSI Special Agent Monique Jacques at 559-351-1019. Neither defense counsel nor any representative of defense counsel will remove any contraband from the custody or control of the law enforcement agency.

IT IS SO STIPULATED.

Date: February 14, 2022

/s/ Virna Santos  
Virna Santos  
Attorney for defendant  
Gary Lee Briggs

Date: February 9, 2022

PHILLIP A. TALBERT  
United States Attorney

By: /s/ David Gappa  
David Gappa  
Assistant U.S. Attorney

IT IS SO ORDERED.

Dated: February 15, 2022

/s/ Eric P. Grogan  
UNITED STATES MAGISTRATE JUDGE